

CIVIL DOCKET
UNITED STATES DISTRICT COURT

BARROW

68-c-8

Jury demand date:

D. C. Form No. 106A Rev.

TITLE OF CASE		ATTORNEYS	
<p>BERTHA CRINER</p> <p>vs</p> <p>AMERICAN HOME PRODUCTS, CORPORATION, a corp WHITEHALL LABORATORIES, INC. a corp, and SAFEWAY STORES, INCORPORATED, a corp.</p>	<p>For plaintiff:</p> <p>Jack I. Gaither LK 76764 415 South Denver Tulsa, Oklahoma 74103</p> <p>Hunt, Eagleton and Eagleton 608 National Bank of Commerce Bldg. Tulsa, Oklahoma 74103</p>		
	<p>For defendant:</p> <p>B. W. Tabor P. O. Box 1439 LK 73361 Tulsa, Oklahoma</p> <p>Hudson, Wheaton and Brett Franklin Building Tulsa, Oklahoma 74103 LK 28146</p>		

STATISTICAL RECORD	COSTS		DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 5 mailed 2-1-68	Clerk		1968			
			1-10	Tabor	15	00
			1-11	CD 30		15 00
J.S. 6 mailed 6-1-68	Marshal					
Basis of Action: personal injury from use of drug	Docket fee					
	Witness fees					
Action arose at: Tulsa, Oklahoma	Depositions					

DATE	PROCEEDINGS	Date Order or Judgment Noted
1-10-68	Petition for removal from district court of Tulsa County, Oklahoma, filed. ds	
1-10-68	Bond on Removal, filed. American Home Products Corp, Whitehall Laboratories, Inc. and Safeway Stores, Inc. as principals and National Surety Corp. in the sum of \$500.00. ds	
1-10-68	Notice of filing of petition and bond for removal by joint defendants, filed. ds	
1-10-68	Answer of American Home Products and Whitehall Laboratories, Inc. filed. ds	
1-11-68	Acknowledgment of Clerk of Dist. Ct. of Tulsa County, Okla. of receipt of copy of Notice, Petition and Bond for Removal, filed. w	
1-12-68	Separate Answer of Safeway Stores, Inc., filed. w	
2-26-68	Plaintiff's first set of interrogatories, filed. b	
3-5-68	Defendant's answers to plaintiff's first set of interrogatories, filed. b	
3-29-68	Answers to plaintiff's first set of Interrogatories filed. h	
4-24-68	Case set for disposition on 4-30-68, at 10:00 A.M. (AEB-J) ds	
4-30-68	Case called for disposition. Parties announce that pre-trial order will be filed within 3 days. (AEB-J)h (STEVE ALLEN CSR)	
5-1-68	Ordered by the Court that this case is set for Jury Trial on Monday, May 20, 1968 at 10:00 a.m. (AEB-J)w	
5-14-68	Plaintiff's Requested Instructions, filed. e	
5-13-68	Pre-trial order filed. h(AEB-J)	
5-17-68	Return on subpoena, filed. Served Mary McWatters, records clerk, St. John's Hosp., Tulsa, Okla. on 5-17-68. (Fees: \$4.00)w	
5-20-68	Case tried to jury May 20, and 21, 1968. Plaintiff's oral motion to dismiss defendant Safeway sustained, and defendant Safeway, dismissed. Court takes under advisement as to whether with or without prejudice. Jury returns with verdict May 22, 1968, for the defendants. Verdict received, read and filed in open court. Jury discharged. (AEB-J)h	
5-22-68	Judgment on jury verdict filed and entered. It is ordered that the plaintiff Bertha Criner take nothing, that the action is dismissed on its merits, and that the defendants Am. Home Prod., Corp., and Whitehall Laboratories, Inc., recover of the plaintiff, Bertha Criner, their costs of action. (NCH-h)	copies mailed
5-24-68	Deposition of Mrs. Bertha Criner, taken on 4-12-68 on behalf of defendants, filed. (\$61.00)g	
5-31-68	Plaintiff's motion for new trial, filed. w	
6-4-68	Plaintiff's brief in support of motion for new trial, filed. w	
6-13-68	Defendants' brief in answer to plaintiff's brief on motion for new trial, filed. b	
7-25-68	Order Overruling Motion For New Trial, filed. (AEB-J) js.	